PATENT

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Application No.: To Be Assigned

Applicant: MARC G. ACHEN ET AL.

Filed: November 12, 2003

Docket No. : 029065.42983C1

Customer No. : 23911

Title : VASCULAR ENDOTHELIAL GROWTH FACTOR-D

Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

## INFORMATION DISCLOSURE STATEMENT UNDER 37 CFR §§ 1.97 and 1.98

Sir:

In accordance with the duty of disclosure under 37 C.F.R §1.56, Applicant hereby notifies the U.S. Patent and Trademark Office of the documents which are listed on the attached Form PTO-1449 and Form PTO-892 and which the Examiner may deem relevant to patentability of the claims of the above-identified application.

These prior art documents were also submitted in an Information Disclosure Statement filed on August 27, 1998 and a Supplemental Information Disclosure Statement filed on October 30, 1998 in the grandparent application Serial No. 08/915,795.

The present Information Disclosure Statement is being filed (1) no later than three months from the application's filing date or (2) before the mailing date of the first Office Action on the merits (whichever is later), and therefore no certification under 37 C.F.R. §1.97(e) or fee under 37 C.F.R. §1.17(p) is required.

The submission of the listed documents is not intended as an admission that any such document constitutes prior art against the claims of the present application. Applicant does not waive any right to take any action that would be appropriate to antedate or otherwise remove any listed document as a competent reference against the claims of the present application.

Respectfully submitted,

November 12, 2003

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X       A       5,194,596       3/16/93       Tischer et al.           I       B               I       C			Nation of Bata		Application No. 09/296,275	Applicant(s	Achen	et al.	
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